



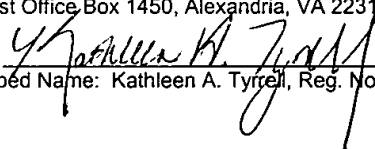
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: PTQ-0028
Inventors: Van Eyk et al.
Serial No.: 09/419,901
Filing Date: October 18, 1999
Examiner: Lisa V. Cook
Group Art Unit: 1641
Title: Methods of Diagnosing Muscle Damage

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Date of Deposit January 21, 2004

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. The references are being provided herewith because they represent the general state of the art in this field. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

() In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified application, within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, no additional fee is required.

(XX) In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, therefore:

() Certification in Accordance with §1.97(e) is attached hereto; or

(XX) The fee of \$180.00 as set forth in §1.17(p) is attached.

() In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee, therefore included are: Certification in Accordance with §1.97(e); Petition Requesting Consideration of the Information Disclosure Statement; and the fee of \$130.00 as set forth in §1.17(I) (1).

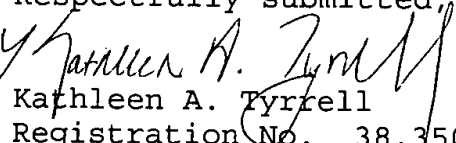
(XX) Copies of each of the references listed on the attached Form PTO-1449 (modified) are enclosed herewith with the exception of foreign patent document BA. A copy of reference BA was provided with the Supplemental IDS filed December 23, 2003. The Supplemental IDS of December 23, 2003 incorrectly categorized this reference as a U.S. Patent document. Thus in an earnest effort to clarify the record of this case, Applicants are listing this reference correctly in the instant Supplemental IDS as a foreign patent document.

() In accordance with §1.98(d), copies of some or all of the references listed on the attached Form PTO-1449 (modified) are not enclosed herewith because they were previously submitted to the U.S. Patent and Trademark Office in prior application Serial No. _____, filed _____, for which a claim for priority under 35 U.S.C. §120 has been made in the instant application.

Please charge any deficiency or credit any overpayment to Deposit Account No. 50-1619. This form is submitted in duplicate.

() The relevance of the listed references in a foreign language is as stated in the specification at pages @@.

(XX) All listed references are in the English language.

Respectfully submitted,

Kathleen A. Tyrrell
Registration No. 38,350

Date: January 21, 2004

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FORM PTO-1449
(REV. 7-80)

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.
PTQ-0028

SERIAL NO.
09/419,901

Sheet 1 of 2

LIST OF PUBLICATIONS CITED BY APPLICANT
(Use several sheets if necessary)

APPLICANT
Van Eyk, et al.

FILING DATE
Oct. 18, 1999

GROUP
1641

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
___ 1A	09/115,589		Van Eyk <i>et al.</i>			July 15, 1998

FOREIGN PATENT DOCUMENTS

*EXAMINER TRANSLATION INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	YES	NO
___ BA	2,243,372	7-16-98	Canada				

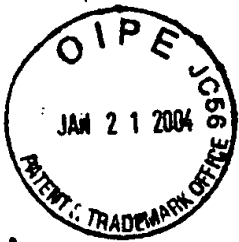
OTHER PUBLICATIONS (Including Author, Title, Date, Pertinent Pages, Etc.)

- ___ 1 Collinson, P.O., *et al.*, Measurement of Cardiac Troponins. *Ann. Clin. Biochem.* **38**(Pt 5): 423-449 (2001)
- ___ 2 Hartner, K., Pette, D., Fast and Slow Isoforms of Troponin I and Troponin C. Distribution in Normal Rabbit Muscles and Effects of Chronic Stimulation. *Eur. J. Biochem.* **188**: 261-267 (1990)
- ___ 3 Konagaya, M., *et al.*, Increased Serum Myosin Light Chain 3 Level in Neuromuscular Diseases. *Muscle & Nerve* **10**(5): 415-421 (1987)
- ___ 4 Larue, C., *et al.*, Immunoradiometric Assay of Myosin Heavy Chain Fragments in Plasma for Investigation of Myocardial Infarction. *Clin. Chem.* **37**(1):78-82 (1991)
- ___ 5 Morano, I. *et al.*, Phosphorylation and Thiophosphorylation by Myosin Light Chain Kinase: Different Effects on Mechanical Properties of Chemically Skinned Ventricular Fibers from the Pig. *J. Mol. Cell Cardiol.* **22**: 805-813 (1990)

Examiner

Date Considered

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



Sheet 2 of 2

FORM PTO-1449
(REV. 7-80)

U.S. DEPARTMENT OF COMMERCE
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ATTY. DOCKET NO.
PTQ-0028

SERIAL NO.
09/419,9
01

LIST OF PUBLICATIONS CITED BY APPLICANT
(Use several sheets if necessary)

APPLICANT
Van Eyk, et al.

FILING DATE
Oct. 18, 1999

GROUP
1641

-
- _____ 6 Ravkilde, J., Creatine Kinase Isoenzyme MB Mass, Cardiac Troponin T, and Myosin Light Chain Isotype 1 as Serological Markers of Myocardial Injury and their Prognostic Importance in Acute Coronary Syndrome. *Dan. Med. Bull.* **45** (1): 34-50 (1998)
- _____ 7 Takahashi, M., et al., Use of Enzyme Immunoassay for Measurement of Skeletal Troponin-I Utilizing Isoform-Specific Monoclonal Antibodies. *Clin. Biochem.* **29** (4): 301-308 (1996)

Examiner

Date Considered

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

USCOMM-DC 80-3985